IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO. 1625 OF 2005

IN

SUIT NO.2109 OF 2002

...

M/s.ICICI Bank Ltd. ...Plaintiff

v/s.

M/s.Apple Credit Corporation Ltd. and anr. ...Defendants

...

Mr.Faizal Sayed i/b M.K. Ambalal & Co. for the Plaintiff.

Mr.M.P.S.Rao i/b M.L.Bansal for Defendant No.2 in support of Notice of Motion.

Ms.Alpa Ghone i/b Kanga & Co. for Defendant No.1.

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CORAM: D.K.DESHMUKH, J.

DATED: 25TH AUGUST,2005

P.C.:

1. Heard the learned Counsel for both sides. It is directed that the receiver appointed by this court by earlier order is not the receiver in relation to the machinery described in Exh.B to the plaint being CRL007- Generator Set 1No and the property described in Exh.B-3 to the plaint being 98HO19/ Balaji Distilleries/ Waste Heat Recovery Equipment being economisers and feed heaters In.No.Rseb/I & f 45 at Kota, Rajasthan.

2. It is directed that the present Defendant No.2 shall keep both these machineries in its possession and shall not transfer, alienate or create third party rights in those machineries without seeking leave of this court. Motion disposed of.

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